

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
RICHMOND DIVISION

BARBARA LEE, *et al.*,

Plaintiff,

v.

VIRGINIA STATE BOARD OF ELECTIONS, *et al.*,

Defendants.

No. 3:15CV357 HEH

**DEFENDANTS' MOTION FOR PARTIAL SUMMARY JUDGMENT REGARDING
DPVA'S STANDING TO ASSERT CLAIMS ON BEHALF OF INDIVIDUAL
VOTERS ALLEGEDLY IMPACTED BY VIRGINIA'S VOTER
IDENTIFICATION LAW**

Defendants move this Court to enter summary judgment, under Fed. R. Civ. P. 56 and this Court's Local Rules, against the Democratic Party of Virginia (DPVA). Based on uncontroverted evidence adduced in discovery, DPVA is not a traditional membership organization and cannot establish that it is the functional equivalent. Accordingly, DPVA does not have associational standing necessary to bring claims on behalf of any "affected voters" alleging that they were unable to cast a vote by reason of Virginia's voter identification requirements.

The reasons supporting this Motion are fully set forth in the accompanying Memorandum in Support.

DATED: February 5, 2016

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served via the Court's CM/ECF system
on February 5, 2016, to the following:

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